

11. *Mercantile Marine Assistance Fund Bill.*—The Attorney General addressed the Council and moved the First reading of a Bill intituled “An Ordinance for the establishment and administration of a Mercantile Marine Assistance Fund in Hong Kong.”

The Colonial Secretary seconded.

Question—put and agreed to.

Bill read a first time.

ADJOURNMENT.

12. The Council then adjourned until Thursday, the 12th day of October, 1933, at 2.30 p.m.

W. PEEL,
Governor.

Confirmed this 12th day of October, 1933.

H. R. BUTTERS,
Deputy Clerk of Councils.

No. 677.—His Excellency the Governor has given his assent, in the name and on behalf of His Majesty the KING, to the following Ordinances passed by the Legislative Council :—

Ordinance No. 19 of 1933.—An Ordinance to apply a sum not exceeding twenty-seven million twenty-nine thousand two hundred and thirty-five Dollars to the Public Service of the year 1934.

Ordinance No. 20 of 1933.—An Ordinance to amend further the Dangerous Goods Ordinance, 1873.

Ordinance No. 21 of 1933.—An Ordinance to amend the Industrial and Reformatory Schools Ordinance, 1932.

Ordinance No. 22 of 1933.—An Ordinance to amend the Juvenile Offenders Ordinance, 1932.

Ordinance No. 23 of 1933.—An Ordinance to amend the law relating to the jurisdiction of Magistrates in Bankruptcy offences.

Ordinance No. 24 of 1933.—An Ordinance for the establishment and administration of a Mercantile Marine Assistance Fund in Hong Kong.

HONG KONG.

No. 19 OF 1933.

I assent.



W. PEEL,
Governor.

13th October, 1933.

An Ordinance to apply a sum not exceeding Twenty-seven million twenty-nine thousand two hundred and thirty-five Dollars to the Public Service of the year 1934.

[13th October, 1933.]

WHEREAS the expenditure required for the service of this Colony for the year 1934 has, apart from the contribution to the Imperial Government in aid of Military Expenditure and Charges on account of Public Debt, been estimated at the sum of Twenty-seven million twenty-nine thousand two hundred and thirty-five Dollars :

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows :—

1. This Ordinance may be cited as the Appropriation Short title. for 1934 Ordinance, 1933.

2. A sum not exceeding Twenty-seven million twenty-nine thousand two hundred and thirty-five Dollars shall be and the same is hereby charged upon the revenue and other funds of the Colony for the service of the year 1934, and the said sum so charged may be expended as hereinafter specified, that is to say :— Appropriation.

EXPENDITURE.

His Excellency the Governor	\$.	173,504
Colonial Secretary's Department and Legislature..		314,300
Secretariat for Chinese Affairs		168,767
Treasury		294,518
Audit Department		120,866
District Office, North		69,844
Distirct Office, South		45,175
Post Office		501,637
Wireless Telegraph Services		178,174
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Carried forward	\$	1,866,785

<i>Brought forward</i>	\$1,866,785
Imports and Exports Office	463,025
Harbour Department	1,169,562
Air Services	167,238
Royal Observatory	70,856
Fire Brigade	357,576
Supreme Court	283,005
Attorney General	68,596
Crown Solicitor's Office	73,318
Official Receiver	35,422
Land Office	70,261
Magistracy, Hong Kong	71,512
Magistracy, Kowloon	34,593
Police Force	3,093,466
Prisons Department	898,503
Medical Department	1,745,589
Sanitary Department	1,179,394
Botanical and Forestry Department	136,423
Education Department	2,007,363
Kowloon-Canton Railway	1,142,781
Volunteer Defence Corps	173,113
Miscellaneous Services	1,528,270
Charitable Services	201,041
Pensions	2,090,000
Public Works Department	2,718,748
Public Works, Recurrent	1,690,850
Public Works, Extraordinary	3,591,950
Government House & City Development	100,000
TOTAL	\$27,029,235

Passed the Legislative Council of Hong Kong, this
12th day of October, 1933.

H. R. BUTTERS,
Deputy Clerk of Councils.

HONG KONG.

No. 20 OF 1933.

I assent.

(L.S.)

W. PEEL,
Governor.

13th October, 1933.

An Ordinance to amend further the Dangerous Goods Ordinance, 1873.

[13th October, 1933.]

BE it enacted by the Governor of Hong Kong with the advice and consent of the Legislative Council thereof, as follows:—

1. This Ordinance may be cited as the Dangerous Goods Amendment Ordinance, 1933 Short title.

2. Section 11 of the Dangerous Goods Ordinance, 1873, as enacted by Section 2 of the Dangerous Goods Amendment Ordinance, 1925, is repealed, and the following section is substituted therefor:— Repeal of Ordinance No. 1 of 1873, s. 11 and substitution of new section.

11.—(1) It shall be lawful for any police officer or officer of the Fire Brigade, if authorised by the Inspector General of Police in that behalf— Search.

(a) to search any place in which such officer authorised as aforesaid may have reasonable grounds for suspecting that there may be any thing which under paragraph (c) is liable to seizure;

(b) to search, and if necessary to stop and search, any ship (not being or having the status of a ship of war) in which such officer may have reason to suspect that there may be any thing which under paragraph (c) is liable to seizure;

(c) to seize, remove and detain—

(i) any thing with respect to which such officer may have reasonable grounds for suspecting that any offence against this Ordinance has been committed;

(ii) any other thing which may appear to such officer likely to be, or to contain, evidence of any such offence.

(2) Such officer may—

(a) break open any outer or inner door of or in any such place;

(b) forcibly enter any such ship and every part thereof:

(c) remove by force any material obstruction to, or any person obstructing, any arrest, detention, search, inspection, seizure, or removal, which he is empowered to make;

(d) detain every person found in such place until such place has been searched; and

(e) detain every such ship, and every person on board such ship, and prevent every person from approaching or boarding such ship, until such ship has been searched.

(3) Every person who delays or obstructs any detention, arrest, search, inspection, seizure, or removal, which is authorised by this Ordinance, shall be liable to a fine not exceeding two hundred and fifty dollars.

(4) Any authority given by the Inspector General of Police under this section may be given to an individual or to a class, and may be (1) general, so as to embrace all the powers referred to in this section, or (2) limited, so as to embrace only a portion of those powers, or (3) particular, for a particular occasion.

New
Section 18A
to Ordinance
No. 1 of
1873.

3. The Dangerous Goods Ordinance, 1873, is amended by the addition of the following section after section 18 thereof:—

Offences
and penalties
generally.

18A.—(1) Every person who contravenes any of the provisions of this Ordinance or of any regulation made thereunder or who fails to observe any condition or restriction imposed by or under this Ordinance shall be deemed to commit an offence against this Ordinance.

(2) Every person who commits or attempts to commit any offence against this Ordinance for which no special penalty is provided shall be liable to a fine not exceeding two hundred and fifty dollars.

Passed the Legislative Council of Hong Kong, this 12th day of October, 1933.

H. R. BUTTERS,
Deputy Clerk of Councils.

HONG KONG.

No. 21 OF 1933.

I assent.

L. S.

W. PEEL,
Governor.

13th October, 1933.

An Ordinance to amend the Industrial and Reformatory Schools Ordinance, 1932.

[13th October, 1933.]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows:—

1. This Ordinance may be cited as the Industrial and Reformatory Schools Amendment Ordinance, 1933. Short title.

2. Section 2 of the Industrial and Reformatory Schools Ordinance, 1932, is amended by the repeal of the definition of "youthful offender" at the commencement thereof, and by the substitution of the following definitions: Amendment of Ordinance No. 6 of 1932, s. 2.

"Youthful offender" means any offender who, in the absence of legal proof to the contrary, is, in the opinion of the court before whom such person is brought or appears, seven years of age or upwards and under the age of sixteen years."

"Child" means a person under the age of 14 years.

"Young person" means a person of 14 years or upwards and under the age of 16 years.

3. Section 3 of the Industrial and Reformatory Schools Ordinance, 1932, is amended by the insertion of the words "or young persons" after the words "in which children." Amendment of Ordinance No. 6 of 1932, s. 3.

4. Section 6 (1) of the Industrial and Reformatory Schools Ordinance, 1932, is repealed and the following subsection is substituted therefor:— Substitution for Ordinance No. 6 of 1932, s. 6 (1).

6.—(1) The managers of any certified industrial school may, upon giving six months', and the executors or administrators of a deceased manager (if only one) may upon giving one month's, previous notice in writing of their intention so to do, relinquish the certificate given to such school. Managers or executors or administrators of sole manager may relinquish certificate

Substitution
for Ordin-
ance No. 6
of 1932,
s. 8 (3)

5. Section 8 (3) of the Industrial and Reformatory Schools Ordinance, 1932, is repealed and the following sub-section is substituted therefor:—

(3) When the withdrawal or relinquishment of the certificate of an industrial school takes effect, the persons committed to the care thereof or detained therein shall be, by order of the Governor, either discharged or transferred, in the case of youthful offenders, to some other certified industrial school the managers of which are willing to receive and detain them or to a reformatory school, and in the case of the others, to some other institution or certified industrial school the managers of which are willing to receive them.

Amendment
of Ordin-
ance No. 6
of 1932,
s. 17 (4).

6. Section 17 (4) of the Industrial and Reformatory Schools Ordinance, 1932, is amended by the deletion of the word "renew" in the third line of that sub-section.

Amendment
of Ordin-
ance No. 6
of 1932,
s. 19 (2).

7. Section 19 (2) of the Industrial and Reformatory Schools Ordinance, 1932, is amended by the substitution of the word "adaptations" for the word "adapions" in the penultimate line.

Amendment
of Ordin-
ance No. 6
of 1932,
s. 31 (1).

8. Section 31 (1) of the Industrial and Reformatory Schools Ordinance, 1932, is amended (a) by the deletion of the word "detained" in the eighth line of that sub-section, and (b) by the insertion of the words "or young person" after the word "child" wherever that word occurs.

Commence-
ment.

9. This Ordinance shall come into operation at the same time as the Industrial and Reformatory Schools Ordinance, 1932, which it amends.

Passed the Legislative Council of Hong Kong, this 12th day of October, 1933.

H. R. BUTTERS,
Deputy Clerk of Councils.

HONG KONG.

No. 22 OF 1933.

I assent.

L.S.

W. PEEL,
Governor.

13th October, 1933.

An Ordinance to amend the Juvenile Offenders Ordinance, 1932.

[13th October, 1933.]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows:—

1. This Ordinance may be cited as the Juvenile Offenders Amendment Ordinance, 1933. **Short title.**

2. Section 17 (1) of the Juvenile Offenders Ordinance, 1932, is amended by the repeal of the paragraph immediately preceding the proviso at the end thereof and by the substitution of the following paragraph therefor:— **Amendment of Ordinance No. 1 of 1932, s. 17 (1).**

And the court before which a person is brought as coming within one of these descriptions, if satisfied on enquiry of that fact, may order the child or young person to be taken out of the custody, charge, or care of any person, and to be committed to the care of a relative of the child or young person or some other fit person or institution (including a Certified Industrial School as defined by the Industrial and Reformatory Schools Ordinance, 1932) named by the court (such relative or other person or institution being willing to undertake such care), until the child or young person attains the age of eighteen years, or for any shorter period, and may in addition to such order make an order that the child or young person be placed under the supervision of a probation officer, and the court may of its own motion, or on the application of any person, from time to time, by order renew, vary or revoke any such order. **Ordinance No. 6 of 1932.**

3. This Ordinance shall come into operation at the same time as the Juvenile Offenders Ordinance, 1932, which it amends. **Commencement.**

Passed the Legislative Council of Hong Kong, this 12th day of October, 1933.

H. R. BUTTERS,
Deputy Clerk of Councils.

HONG KONG.

No. 23 OF 1933.

I assent.

L.S.

W. PEEL,
Governor.

13th October, 1933.

AN Ordinance to amend the law relating to the jurisdiction of Magistrates in Bankruptcy offences.

[13th October, 1933.]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows:—

- Short title. **1.** This Ordinance may be cited as the Bankruptcy and Magistrates Amendment Ordinance, 1933.
- Amendment of Ordinance No. 10 of 1931, s. 144. **2.** Section 144 of the Bankruptcy Ordinance, 1931, is amended by the deletion of the words "under the Magistrates Ordinance, 1890 "
- Amendment of Ordinance No. 41 of 1932, Third Schedule. **3.** The Third Schedule to the Magistrates Ordinance, 1932, is amended by the repeal of paragraph 9 therein.

Passed the Legislative Council of Hong Kong, this 12th day of October, 1933.

H. R. BUTTERS,
Deputy Clerk of Councils.

HONG KONG.

No. 24 OF 1933.

I assent.

L.S.

W. PEEL,
Governor.

13th October, 1933.

An Ordinance for the establishment and administration of a
Mercantile Marine Assistance Fund in Hong Kong.

[13th October, 1933.]

BE it enacted by the Governor of Hong Kong, with the
advice and consent of the Legislative Council thereof, as
follows:—

1. This Ordinance may be cited as the Mercantile Marine Assistance Fund Ordinance, 1933. Short title.

2. A Fund to be known as "The Mercantile Marine Assistance Fund of Hong Kong" shall be established and kept at the Treasury. Establishment of the Fund.

3.—(1) The said Fund shall be maintained by an appropriation thereto on the first day of January in each year from the general revenue of the Colony of such a sum as may be deemed by the Legislative Council sufficient for the requirements of the Fund during that year. Maintenance of the Fund.

(2) Any sum standing to the credit of the said Fund on the 31st day of December in any year shall be re-appropriated by the Treasurer to the general revenue of the Colony.

4.—(1) The said Fund shall be administered by a Committee, the Chairman of which shall be the Harbour Master, and the other members of which shall be appointed by the Governor. Administration of the Fund.

(2) The administration by the Committee shall be controlled by the Regulations in the Schedule or by any Regulations made by the Governor in Council who shall have power to amend the Schedule in any manner whatsoever. Regulations. Schedule.

Passed the Legislative Council of Hong Kong, this
12th day of October, 1933.

H. R. BUTTERS,
Deputy Clerk of Councils.

SCHEDULE.

(s. 4 (2)).

Mercantile Marine Assistance Fund Regulations.

1. The persons qualified to receive assistance from the Mercantile Marine Assistance Fund of Hong Kong shall be or shall have been officers or seamen of the Mercantile Marine or their dependants who are in the opinion of the Committee both deserving of and in need of such assistance.

2. Any qualified person desiring such assistance shall send his application, with full particulars as to his circumstances, to the Harbour Master, who, after making such enquiry, if any, as he deem necessary, shall convene a meeting of the members of the Committee in the Colony to consider the case.

3. At any such meeting four members shall be deemed a quorum, the decisions of the Committee shall be determined by a majority of votes and the Chairman shall have an original vote and also, if the votes be equal, a casting vote.

4. The grant or refusal of assistance shall be in the absolute discretion of the Committee.

5. Assistance shall be of three descriptions.

(a) The payment, in whole or in part, of passages from the Colony.

(b) Regular assistance in the Colony.

(c) Temporary assistance in the Colony.

6. Assistance may be reduced, suspended or discontinued at any time by the Committee. In no case shall it be granted to a person who has received a passage, or an assisted passage from the Colony and has returned thereto.

7. Regular assistance may be granted only to qualified persons who are British subjects and who reside, or whose families reside in the Colony.

8. Notwithstanding anything hereinbefore contained the Harbour Master may at any time grant temporary assistance as a charge on the Fund to an amount of or in value not exceeding \$20 in respect of any one qualified applicant, on his own responsibility and without consulting the other members of the Committee, who however shall be informed thereof at their next meeting.

9. The Committee shall, not later than the 1st March, in each year, furnish to the Governor a report on their administration of the Fund for the previous year.